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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Eugene C. Griffith, Jr., Circuit Judge

Appellate Case No. 2014-002587
Common Pleas Case Nos. 2012-CP-40-6974 & 2014-CP-40-3960 (restored)

S. Coley Brown,.....Appellant,

v.

Spring Valley Homeowners Association, Inc.....Respondent.

MOTION FOR EXTENSION OF TIME TO SERVE AND FILE
APPELLANT'S INITIAL BRIEF AND
DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL

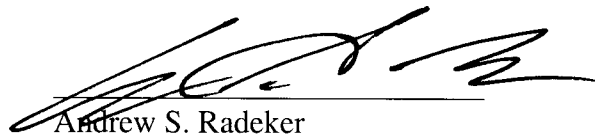
Andrew S. Radeker
Harrison & Radeker, P.A.
Post Office Box 50143
Columbia, South Carolina 29250
(803) 779-2211
Attorney for Appellant

Appellant hereby moves pursuant to Rule 263(b), SCACR, for a 30-day extension of the time in which to serve and file Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal in this case. The grounds for this motion are that there is good cause to grant the requested extension, as the following shows:

1. The deadline for service and filing of Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal is currently March 6, 2015.
2. This is the second extension that Appellant has sought in this appeal.
3. Respondent's counsel has consented to this extension, as shown by the attached email message.
4. The undersigned counsel was recently ill with a very bad cold for over a week. The reduced pace of work occasioned by this has put him behind on virtually everything he has been working on, including the brief for this appeal. Further, the undersigned will be traveling to attend a conference on the present due date for the brief and designation.
5. Appellant's counsel believes there is good cause to grant the requested 30-day extension to April 6, 2015 (since April 5 is a Sunday).

WHEREFORE Appellant prays for an Order extending the time in which to serve and file Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal for thirty days.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A. S. Radeker', is written over a horizontal line.

Andrew S. Radeker
Harrison & Radeker, P.A.
Post Office Box 50143
Columbia, South Carolina 29250
(803) 779-2211
Attorney for Appellant

March 3, 2015

Drew Radeker

From: Ely Grote <eog@brownandbrehmer.com>
Sent: Thursday, February 26, 2015 4:50 PM
To: Drew Radeker
Subject: RE: Brown v. Spring Valley HOA

That is fine with me.

Ely O. Grote
Attorney at Law
Brown & Brehmer
P.O. Box 7966
Columbia, SC 29202
Phone: (803) 771-6600
Fax: (803) 252-1620

From: Drew Radeker [<mailto:Drew@harrisonfirm.com>]
Sent: Thursday, February 26, 2015 12:42 PM
To: Ely Grote; 'Charles Krawczyk' (ckrawczyk@FinkelLaw.com)
Subject: RE: Brown v. Spring Valley HOA

Gents:

I've got a brief due in another case on Wednesday next week, may have a trial next week (though I doubt it), and will be on my way to a conference in Myrtle Beach on Friday (the due date for the brief in this case). Would y'all mind consenting to one more extension on this one? I don't plan to ask for another.

Thank you.

Drew Radeker

HARRISON & RADEKER, P.A.

ATTORNEYS AT LAW

*Real Estate / Property Disputes · Foreclosure · Media Law · Zoning · Criminal Defense · Appeals
Personal Injury · Consumer Law · Mediation/Arbitration · False Arrest · Commercial Litigation*

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This e-mail message contains confidential, privileged information intended solely for the addressee. Please do not read, copy or disseminate it unless you are the addressee. If you have received it in error, please call us (collect) at (803) 779-2211 and ask to speak with the message sender. Also, we would appreciate your forwarding the message back to us and deleting it from your system. Any tax information or written tax advice contained herein (including any attachments) is not intended to be and cannot be used by any taxpayer for the purpose of avoiding tax penalties that may be imposed on the taxpayer. (The foregoing legend has been affixed pursuant to U.S. Treasury Regulations governing tax practice.) Thank you.

From: Ely Grote [<mailto:eog@brownandbrehmer.com>]
Sent: Wednesday, January 21, 2015 6:09 PM
To: Drew Radeker; 'Charles Krawczyk' (ckrawczyk@FinkelLaw.com)
Subject: RE: Brown v. Spring Valley HOA

I have no problem with an extension and am glad to agree to it.

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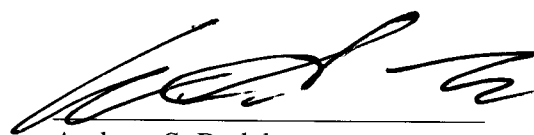
PROOF OF SERVICE

I certify that I served the foregoing motion for extension by depositing a copy of it on the date shown below in the United States Mail, postage prepaid, addressed as follows:

Ely O. Grote, Esq.
Brown & Brehmer
P.O. Box 7966
Columbia, SC 29202

Charles A. Krawczyk, Esq.
Finkel Law Firm LLC
P.O. Box 1799
Columbia, SC 29202

January 23 March 3



Andrew S. Radeker
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Columbia, South Carolina 29250
(803) 779-2211
Attorney for Appellant

LAW OFFICES
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James C. Harrison, Jr.*
Andrew S. Radeker
Taylor M. Smith IV

* Mediator/Arbitrator

P.O. Box 50143
Columbia, SC 29250

(803) 779-2211
(803) 779-6700 (FAX)

March 3, 2015

VIA HAND DELIVERY

The Hon. Jenny Abbott Kitchings
Clerk of Court, Court of Appeals of South Carolina
Edgar Brown Building
1205 Pendleton Street
Columbia, South Carolina 29201

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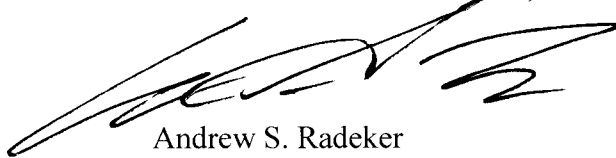
Dear Ms. Kitchings:

Enclosed herewith for filing in the above-referenced case are an original and seven copies of a motion for extension of time, with attached proof of service thereof. Also enclosed is this firm's check in the amount of \$25.00 as the motion fee.

Kindly file these documents and return a file-stamped copy to this office in the stamped and addressed envelope enclosed. Of course, if you or your staff have any questions or concerns, please do not hesitate to contact me.

With kind regards, I am,

Very truly yours,
HARRISON & RADEKER, P.A.



Andrew S. Radeker

ASR/
Enclosures

cc: Ely O. Grote, Esq.
Charles A. Krawczyk, Esq.